IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE G.CHANDRAIAH

WRIT PETITION NO : 12810 of 2005

Between:

Nimbala Papalal S/o. Mohanlal
Sarilingampally Mandal, Ranga Reddy District.

..... PETITIONER

AND

1 The Station House Officer, Rayadurg Police Station,
2 The Station House Officer, Commissioner's Task Force, Amberpet, Hyderabad.
3 The Superintendent of Police, Ranga Reddy District at Hyderabad,
4 The Commissioner of Police, Twin Cities, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an Order, direction, or a writ, more particularly one in the nature of Writ of Mandamus to call for the records and remarks from the Respondents herein relating to (i) frequent calling of the Petitioner herein by the Station House Officers of Rayadurg Police Station, Ranga Reddy District, and Commissioner's Task Force, Amberpet, Hyderabad, detaining him hours together, and compelling him to sign in the attendance register on every 5th day of the month, (ii) acquittal of the Petitioner herein by the Special Judicial Magistrate of First Class, for Prohibition and Excise cases, Ranga Reddy District, in CC. No. 597/1999 dated 06-08-1999 and in CC. No. 3945 of 1998, dated 10-07-2002, and hence this Hon'ble Court is requested to pass appropriate orders directing the concerned authorities not to harass the Petitioner herein by summoning him to the concerned Police Stations and compelling him to sign in the attendance registers on every 5th day of the month in the interest of Justice.

Counsel for the Petitioner:PETITION
Counsel for the Respondents.: GP FOR HOME

The Court made the following :

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ORAL ORDER: (per the Hon'ble Sri Bilal Nazki, ACJ)

The allegations of the petitioner in this writ petition were that he was frequently called by the police and detained in the police station and that he was specifically asked to appear on 5th day of every month. He stated that he was accused in two cases in which he was acquitted.

In the counter affidavit, it has been denied that the petitioner has been asked to appear before the police on 5th of every month. But it is stated that petitioner was a rowdy sheeter. It is hard to believe that anybody would approach this Court without any reason. But the affidavit has been sworn to by the Inspector of Police that the petitioner was never called to the police station.

In this view of the matter, we dispose of this writ petition with the direction that without authority of law, the petitioner would never be called to the police station and

if the petitioner is again called to the police station, without any authority of law, he can approach this Court again.

The writ petition is accordingly disposed of. No costs.

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BILAL NAZKI, ACJ

DATE: 29th June, 2005

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G.CHANDRAIAH ,J

Pnb

To

1 The Station House Officer, Rayadurg Police Station,
2 The Station House Officer, Commissioner's Task Force, Amberpet, Hyderabad.
3 The Superintendent of Police, Ranga Reddy District at Hyderabad,
4 The Commissioner of Police, Twin Cities, Hyderabad.

5 Two C.Cs. to the G.P. for Home, High Court Buildings, Hyderabad. (OUT)

6 Two C.D. copies